

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: CONSTRUCTION EQUIPMENT
RENTAL ANTITRUST LITIGATION

This Document Relates To:

ALL ACTIONS

Case No. 1:25-cv-3487
MDL No. 3152

Hon. Sara L. Ellis

**PARTIES' JOINT MOTION
TO ENTER CASE MANAGEMENT ORDER NO. 2
AGREED CONFIDENTIALITY ORDER**

The Parties herein respectfully move for entry of Case Management Order No. 2 Agreed Confidentiality Order.

In support of the Motion, the Parties state as follows:

1. The Confidentiality Order was negotiated and agreed upon by the Parties to facilitate the exchange of confidential documents and information in connection with this Action.
2. The Confidentiality Order is necessary because some documents that the Parties contemplate will be exchanged herein contain information protected from disclosure by law, including private and protected financial information, confidential regulatory information, and/or commercially sensitive information, disclosure of which could result in violation of law or harm to the Parties.
3. The Parties note that consistent with the Court's case management procedures and policies, the Parties are contemporaneously submitting to the Court's proposed order email address: (a) a PDF copy of the proposed Confidentiality Order (with redlining and comment bubbles to indicate deletions and additions to the text in the Model Confidentiality Order (Form LR 26.2)) and (b) an MS Word copy of the proposed Confidentiality Order in clean.

Accordingly, the Parties respectfully request the Court enter Case Management No. 2 Agreed Confidentiality Order (attached as Exhibit A).

Dated: January 16, 2026

/s/ Alexander E. Barnett
DICELLO LEVITT LLP
Gregory S. Asciolla
Alexander E. Barnett
Jay R. Wexler
485 Lexington Avenue, Suite 1001
New York, NY 10017
Tel: (646) 933-1000
gasciolla@dicellolevitt.com
abarnett@dicellolevitt.com
jwexler@dicellolevitt.com

Adam J. Levitt
Ten North Dearborn Street, 6th Floor
Chicago, IL 60602
alevitt@dicellolevitt.com

Respectfully submitted,

/s/ Zachary D. Caplan
BERGER MONTAGUE PC
Eric L. Cramer
Zachary D. Caplan
Michaela L. Wallin
Julia McGrath
Sarah R. Zimmerman
1818 Market Street, Suite 3600
Philadelphia, PA 19103
Tel: (215) 875-3000
ecramer@bergermontague.com
zcaplan@bergermontague.com
mwallin@bergermontague.com
jmcgrath@bergermontague.com
szimmerman@bergermontague.com

Daniel J. Walker
1001 G Street, NW, Suite 400 East
Washington, DC 20001
dwalker@bergermontague.com

Interim Co-Lead Class Counsel

By /s/ Matthew M. Martino

Matthew M. Martino (*pro hac vice*)
Karen Hoffman Lent (*pro hac vice*)
Michael H. Menitove (*pro hac vice*)
Michael A. Lanci (*pro hac vice*)
Elizabeth R. Peled (*pro hac vice*)
**SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP**

One Manhattan West
New York, New York 10001-8602
Tel.: 212-735- 2402
matthew.martino@skadden.com
karen.lent@skadden.com
michael.menitove@skadden.com
michael.lanci@skadden.com
elizabeth.peled@skadden.com

Amy L. Van Gelder
**SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP**

320 South Canal Street
Chicago, Illinois 60606
Tel.: 312-407-0903
amy.vangelder@skadden.com

*Counsel for Defendant Sunstate
Equipment Co., LLC*

By /s/ Corey W. Roush

Corey W. Roush
SIDLEY AUSTIN LLP
1501 K Street NW
Washington, DC 20005
Tel.: (202) 736-8624
corey.rous@sidley.com

Tom Paskowitz
Taylor N. Randleman

By /s/ Michael W. Scarborough

Michael W. Scarborough (*pro hac vice*)
Dylan I. Ballard (*pro hac vice*)
VINSON & ELKINS LLP
555 Mission Street
Suite 2000
San Francisco, CA 94105
Tel: (415) 979-6900
Fax: (415) 651-8786
mscarborough@velaw.com
dballard@velaw.com

Stephen M. Medlock
VINSON & ELKINS LLP
2200 Pennsylvania Ave., N.W.
Suite 500 W
Washington, D.C. 20037
Tel: (202) 639-6500
Fax: (202) 639-6604
smedlock@velaw.com

Nicole L. Castle (*pro hac vice*)
VINSON & ELKINS LLP
1114 Avenue of the Americas
New York, NY 10036
Tel: (212) 237-0000
Fax: (212) 237-0100
ncastle@velaw.com

*Counsel For Defendants
RB Global, Inc., Rouse Services, LLC,
and Rouse Analytics, LLC*

By /s/ Steven L. Holley

Steven L. Holley
Christopher A. Graham
SULLIVAN & CROMWELL LLP
125 Broad Street
New York, NY 10004
Tel.: (212) 558-4000
holleys@sullcrom.com
grahamch@sullcrom.com

SIDLEY AUSTIN LLP

787 Seventh Avenue
New York, NY 10019
Tel.: (212) 839-5832
tpaskowitz@sidley.com
taylor.randleman@sidley.com

*Counsel for Defendants HERC Holdings Inc.,
HERC Rentals Inc., and H&E Equipment
Services, Inc.*

By /s/ Ryan Phair

Ryan Phair
Christopher C. Brewer
Michael F. Murray
PAUL HASTINGS LLP
2050 M Street NW
Washington, DC 20036
Tel.: (202) 551-1700
ryanphair@paulhastings.com
chrisbrewer@paulhastings.com
michaelmurray@paulhastings.com

Counsel for Defendant Sunbelt Rentals, Inc.

By /s/ Kenneth M. Kliebard

Kenneth M. Kliebard
MORGAN, LEWIS & BOCKIUS LLP
110 North Wacker Drive, Suite 2800
Chicago, IL 60606-1511
(312) 324-1000
kenneth.kliebard@morganlewis.com

Zachary M. Johns (*pro hac vice*)
MORGAN, LEWIS & BOCKIUS LLP
2222 Market Street
Philadelphia, PA 19103-3007
(215) 963-5000
zachary.johns@morganlewis.com

Rishi P. Satia (*pro hac vice*)
MORGAN, LEWIS & BOCKIUS LLP
One Market, Spear Street Tower

Adam S. Paris

SULLIVAN & CROMWELL LLP

1888 Century Park East
Suite 2100
Los Angeles, CA 90067
Tel.: (310) 712-6663
parisa@sullcrom.com

James F. Herbison

WINSTON & STRAWN LLP

35 West Wacker Drive
Chicago, IL 60601
Tel.: (312) 558-5909
jherbiso@winston.com

*Counsel for Defendants United Rentals, Inc.
and United Rentals (North America), Inc.*

By /s/ David C. Kiernan

David C. Kiernan
JONES DAY
555 California Street, 26th Floor
San Francisco, CA 94104
Tel.: (415) 626-3939
dkiernan@jonesday.com

Caroline Van Wagoner
JONES DAY
4655 Executive Drive, Suite 1500
San Diego, CA 92121-3134
Tel.: 858-314-1200
cvanwagoner@jonesday.com

Erica E. Duff
JONES DAY
110 N. Wacker Dr., Suite 4800

San Francisco, CA 94105-1596
(415) 442-1000
rishi.satia@morganlewis.com

J. Clayton Everett, Jr. (*pro hac vice*)
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Ave., N.W.
Washington, D.C. 20004
(202) 739-3000
clay.everett@morganlewis.com

*Counsel for Defendant
EquipmentShare.com Inc.*

Chicago, IL 60606
Tel.: (312) 269-1511
eduff@jonesday.com

Ronan P. Doherty
Ben W. Thorpe
**BONDURANT MIXSON & ELMORE
LLP**
1201 West Peachtree Street NW Suite 3900
Atlanta, GA 30309
T: (404) 881-4100
doherty@bmelaw.com
bthorpe@bmelaw.com

*Counsel for Defendant The Home Depot
U.S.A., Inc.*